

FAIR STATEMENT OF PROCEEDINGS FOR THE
COUNTY OF SAN BERNARDINO BOARD OF SUPERVISORS REGULAR MEETING

Tuesday, November 5, 2019

CURT HAGMAN
CHAIRMAN
Fourth District Supervisor



JOSIE GONZALES
VICE CHAIR
Fifth District Supervisor

ROBERT A. LOVINGOOD
First District Supervisor

JANICE RUTHERFORD
Second District Supervisor

DAWN ROWE
Third District Supervisor

Chief Executive Officer
Gary McBride

County Counsel
Michelle D. Blakemore

Clerk of the Board
Lynna Monell

ROLL CALL

SUPERVISORS PRESENT:

Robert Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

OTHERS IN ATTENDANCE

Gary McBride - Chief Executive Officer
Michelle D. Blakemore - County Counsel
Lynna Monell - Clerk of the Board

CLOSED SESSION

**8:00 A.M. – CONVENE SPECIAL MEETING OF THE BOARD OF SUPERVISORS – Magda Lawson
Room, Fifth Floor, County Government Center**

Public Comment: Rick Lal

- 1) **SAN BERNARDINO COUNTY FIRE PROTECTION DISTRICT**
Public Employee Appointment (Government Code section 54957)
 1. Title: Fire Chief**BOARD OF SUPERVISORS**
Conference with Legal Counsel - Existing Litigation (Government Code section 54956.9(d)(1))
 2. Kevin Thomas Rendon, et al. v. Josie Gonzales, et al., San Bernardino County Superior Court Case No. CIVDS1724708
 3. In Re: National Prescription Opiate Litigation, United States District Court, Northern District of Ohio, Eastern Division Case No. 1:17-md-02804-DAP**Conference with Labor Negotiator (Government Code section 54957.6)**
 4. Agency designated representative: Bob Windle
Employee organization:
 - San Bernardino County Public Attorneys Association - Attorney Unit

PUBLIC SESSION

10:00 A.M. – RECONVENE MEETING OF THE BOARD OF SUPERVISORS – Covington Chambers, First Floor, County Government Center

Invocation and Pledge of Allegiance - First District

Pastor David Denson Jr. of Burning Bush Church in Victorville

Memorial Adjournments

Board of Supervisors

- Arlene Sue Goodrich, 89, of Redlands

First District – Supervisor Robert A. Lovingood

- Denise Lenore Coles, 65, of Hesperia
- Myron Charles Croel, 81, of Silver Lakes
- Jean Olive Joyce, 86, of Victorville
- Wilber Lee Maberry, 84, of Apple Valley
- Jeffrey William Ozanne, 65, of Hesperia

Second District – Supervisor Janice Rutherford

- Karin Lynn Mitton, 62, of Lytle Creek

Third District – Supervisor Dawn Rowe

- John D. Cariker, 83, of Yucca Valley
- Larry R. Kirchmann, 85, of Yucca Valley

Fourth District – Supervisor Curt Hagman

- Robert Francis Aragon, 80, of Chino
- Eric Andrew Bale, 27, of Chino Hills
- Loretta M. Chamberlin, 105, of Upland
- Concordia Delacruz Celino, 87, of Chino Hills
- Bobby Tommy Gonzales, 54, of Montclair
- Terry Lee Jorgenson, 73, of Ontario
- Tony Tapia Moreno, 82, of Ontario
- Edgar S. Sabanegh, 88, of Ontario
- Ann V. Sampo, 95, of Upland
- Robert Owen Shoemaker, Sr., 78, of Ontario
- Edward Arthur Sifuentes, 75, of Chino
- Ronald C. Spearman, 80, of Ontario

Fifth District – Supervisor Josie Gonzales

- John A. Armendarez, 55, of Rialto
- Louis Charles Avila, 66, of San Bernardino
- Norma D. Cacka, 89, of San Bernardino
- Dennis J. Garcia, 70, of San Bernardino
- Marcelino Lechuga, 86, of Rialto
- Gwendolyn Lee, 79, of San Bernardino
- Lola B. Lee, 84, of San Bernardino
- Maria M. Luna, 77, of Bloomington
- Bernabe Antonio Orozco, 25, of Rialto
- Shirley H. Patrick, 85, of Rialto
- Dean Lester Tice II, 69, of San Bernardino

Reports from County Counsel and Chief Executive Officer

County Counsel, Michelle Blakemore, stated on October 22, 2019, in Closed Session, on a 5-0 vote, the Board authorized County Counsel to file a writ of certiorari to the United States Supreme Court in the case off: Chemehuevi Tribe et al. v. John McMahon et al, US Central District Court Case No. 5:15-CV-01538-DMG-FFM.

Special Presentations, Resolutions and Proclamations - None

Presentation of the Agenda

- a) Consider additions of emergency or urgency items to the agenda to be placed on the Consent or Discussion Calendar at the Board's discretion pursuant to Government Code section 54954.2(b) or (b)(2).
- b) Notice of minor revisions to agenda items, items removed or continued from the Board of Supervisors' Agenda.

CONSENT CALENDAR

COUNTY DEPARTMENTS

Board of Supervisors

- 2) Adoption of Recognitions, Resolutions and Proclamations:

Board of Supervisors

Adopt proclamation declaring November as National Prematurity Awareness Month through the year 2024.

Adopt resolution recognizing Carol A. Greene for 23 years of valuable service to the County of San Bernardino.

Fourth District

Adopt resolution recognizing Mark N. Kinsey upon his retirement for his many years of service to the Monte Vista Water District.

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 3) Approve the following appointments, reappointments and vacancies as detailed below:

First District Supervisor Robert A. Lovingood

- a. Declare and post vacancy per Maddy Act for Seat 4 held by Lisa A. Reynolds on the Oak Hills Municipal Advisory Council, expiring 12/07/2020.

Second District Supervisor Janice Rutherford

- b. Approve the reappointment of Ron Stark to Seat 5 (4-year term, commencing 1/1/2020) on the Equal Opportunity Commission, expiring 12/31/2023.

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 4) Terminate previous Employment Contract No. 18-172 and approve new Employment Contract with Veronica Hill to continue to provide support services to the First District Supervisor as a Communications Advisor I, effective November 9, 2019, for an estimated annual cost of \$89,987 (Salary - \$58,531, Benefits - \$31,456).
(Presenter: Robert A. Lovingood, First District Supervisor, 387-4830)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Aging and Adult Services

- 5) Approve Amendment No. 1, effective November 5, 2019, to County Revenue Contract No. 19-457 (State Revenue Agreement No. AP-1920-20) with the California Department of Aging, for Area Plan services increasing the total contract amount by \$234,241, from \$7,536,830 to \$7,771,071, and updating Exhibit B - Budget, with no change to the contract period of July 1, 2019 through June 30, 2020.
(Presenter: Sharon Nevins, Director, 891-3917)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Arrowhead Regional Medical Center

- 6) Approve Agreement with Medico Professional Linen Services in the amount of \$7,500,000 for the period of December 1, 2019 through November 30, 2024, to provide linen rental and laundry services for Arrowhead Regional Medical Center.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 7) Approve Amendment No. 1 to Agreement No. 18-843 with Translogic Corporation, DBA Swisslog Healthcare Solutions to increase the amount by \$48,305 from \$48,305 to \$96,610 and to renew the agreement an additional year for the total period of December 18, 2018, through December 17, 2020 for renewal of technical support of the outpatient Swisslog Packager, Auto Label Software and automated pharmacy dispensing system.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 8) Approve Agreement with Experian Health, Inc. in an amount not to exceed of \$2,304,000, for the five year period beginning November 5, 2019 and ending November 4, 2024, for the conversion of Experian software and licensing of additional third party software to ensure compatibility with both the existing and new Electronic Health Record system.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 9) Approve Agreement with Medarcus, LLC for SurePatient Registration and Data Quality Reporting in an amount not to exceed \$526,000 for the period of November 18, 2019 through November 17, 2021.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 10) 1. Approve Citrix Software License Review Closure Agreement (Letter Agreement) in the amount of \$768,600 with Citrix for the following software licenses:
a. 1,400 Citrix Workplace Suite Perpetual Licenses; and
b. 1,400 CSS Select Citrix Workplace Suite 1 Year Licenses.
2. Authorize the Director of Arrowhead Regional Medical Center to sign the Letter Agreement.
3. Direct the Director of Arrowhead Regional Medical Center to transmit the Letter of Agreement to the Clerk of the Board of Supervisors within 30 days of execution.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 11) 1. Approve the Master License Agreement with Varonis Systems, Inc. for security software to protect and control access to patient data in the amount of \$474,813 for a perpetual term license and support of the software in the amount of \$292,888 for a three year period from November 5, 2019 through November 4, 2022.
2. Authorize Purchasing to issue Purchase Order with Nth Generation Computing, Inc. in the amount of \$767,701 for the software licenses and support in recommendation No. 1.
(Presenter: William L. Gilbert, Director, 580-6150)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Behavioral Health

- 12) Approve Amendment No. 3, effective July 1, 2020, to the following contracts for the provision of wraparound mental health services, exercising the final one-year option to extend, and increasing the total contract amount by \$29,196,687, from \$89,786,748, to \$118,983,435 for the total contract period of July 1, 2016 through June 30, 2021:
1. Lutheran Social Services of Southern California, Contract No. 16-403, increasing the total contract amount by \$2,550,000, from \$8,400,000 to \$10,950,000.
 2. Mental Health Systems, Inc., Contract No. 16-404, increasing the total contract amount by \$2,230,000, from \$5,620,000 to \$7,850,000.
 3. Mountain Counseling & Training, Inc., Contract No. 16-405, increasing the total contract amount by \$510,000, from \$1,590,000 to \$2,100,000.
 4. South Coast Community Services, Contract No. 16-406, increasing the total contract amount by \$9,706,687, from \$29,526,748 to \$39,233,435.
 5. Uplift Family Services, Contract No. 16-407, increasing the total contract amount by \$5,550,000, from \$19,050,000 to \$24,600,000.

6. Victor Community Support Services, Inc., Contract No. 16-408, increasing the total contract amount by \$8,650,000, from \$25,600,000 to \$34,250,000.
(Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 13) Approve Amendment No. 3, effective November 5, 2019, to the following contracts for substance use disorder services through Community-Based Recovery Service Centers, updating standard contract language and increasing the total contract amount by \$1,755,976, from \$5,170,000 to \$6,925,976, for the total contract period of July 1, 2015 through December 31, 2020:
1. Inland Valley Drug and Alcohol Recovery Services, Inc., Contract No. 15-319, increasing the total contract amount by \$695,393, from \$1,798,500 to \$2,493,893.
 2. Mental Health Systems, Inc., Contract No. 15-320, increasing the total contract amount by \$697,500, from \$2,222,000 to \$2,919,500.
 3. Rim Family Services, Inc., Contract No. 15-321, increasing the total contract amount by \$35,640, from \$694,320 to \$729,960.
 4. St. John of God Health Care Services, Contract No. 15-322, increasing the total contract amount by \$327,443, from \$455,180 to \$782,623.
- (Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 14) Approve the following contracts for the provision of education services to victims of sexual assault, in an amount not to exceed \$261,470, for the period of July 1, 2020 through June 30, 2025:
1. Project Sister Family Services, in the amount of \$115,075.
 2. San Bernardino Sexual Assault Services, Inc., in the amount of \$146,395.
- (Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 15) Approve Amendment No. 3, effective November 5, 2019, to Contract No. 15-339 with Inland Valley Drug and Alcohol Recovery Services for Substance Use Disorder and Recovery Services Recovery Residences, adding four additional locations and removing one location, with no change to the contract amount of \$718,594 or the contract period of July 1, 2015 through September 30, 2020.
(Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 16) 1. Approve and authorize the submission of the Revised Grant Renewal Application to the California Department of Health Care Services, Mental Health Services Division, in the amount of \$5,491,712, for the Substance Abuse and Mental Health Services Administration, Community Mental Health Services Block Grant for the provision of

behavioral health services to adults living with a chronic behavioral health condition and to children diagnosed with a serious emotional disturbance, for the agreement period of July 1, 2019 through June 30, 2020.

2. Designate the Director of the Department of Behavioral Health, as the County Mental Health Director, to execute and submit the grant application documents including any subsequent non-substantive revisions and/or amendments to the application, as required by the California Department of Health Care Services, on behalf of the County, subject to review by County Counsel.
3. Direct the Director of the Department of Behavioral Health, as the County Mental Health Director, to transmit all grant documents in relation to the Substance Abuse and Mental Health Services Administration, Community Mental Health Services Block Grant to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 17) Approve Amendment No. 1, effective November 5, 2019, to Contract No. 19-589 with Crestwood Behavioral Health, Inc. to provide adult residential treatment services within a locked Mental Health Rehabilitation Center, increasing access to 15 additional beds for a total of 30 beds, increasing the total contract amount by \$11,853,375, from \$11,001,100 to \$22,854,475, with no change to the contract period of August 20, 2019 through August 19, 2024.

(Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 18) Approve Amendment No. 1, effective November 5, 2019, to Contract No. 17-248 with the San Bernardino County Superintendent of Schools for the provision of School Aged Treatment Services to students in their jurisdiction, updating standard contract language, increasing the total contract amount by \$2,400,000, from \$8,000,000 for an amount not to exceed \$10,400,000, with no change to the contract period of July 1, 2017 through June 30, 2022.

(Presenter: Veronica Kelley, Director, 388-0801)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Children and Family Services

- 19) Approve contracts for the Active Supportive Interventions Services for Transition Program to provide support and resources to aid in the transition of youth from residential placements, in the aggregate contract amount not to exceed \$1,485,000, for the period of November 6, 2019 through June 30, 2020:

1. Lutheran Social Services of Southern California
2. South Coast Children's Society, Inc.
3. Uplift Family Services
4. Victor Community Services, Inc.

(Presenter: Marlene Hagen, Director, 388-0242)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Community Development and Housing Department

- 20) 1. Approve Grant Award Agreement No. 18-ESG-12339 with the State of California Department of Housing and Community Development to accept \$293,078 to fund homeless services until May 12, 2021.
2. Designate the Chief Executive Officer or the Director of Community Development and Housing as authorized to execute and submit grant documents and subsequent non-substantive amendments or modifications that may be requested by the State of California Department of Housing and Community Development, subject to review by County Counsel, in relation to this grant agreement.
3. Direct the Chief Executive Officer or the Director of the Community Development and Housing Department to transmit all documents and amendments in relation to this grant agreement to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: Gary Hallen, Director, 387-4355)

DEFERRED/APPROVED

Motion/Second: Josie Gonzales/Robert A. Lovingood

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

County Counsel

- 21) 1. Approve amended Conflict of Interest Code for Omnitrans as on file with the Clerk of the Board of Supervisors.
2. Approve amended Conflict of Interest Code for the County of San Bernardino as on file with the Clerk of the Board of Supervisors to account for two positions and to make a non-substantive clarification in language.
- (Presenter: Michelle D. Blakemore, County Counsel, 387-5455)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Land Use Services

- 22) 1. Approve a grant application to the California Department of Housing and Community Development (HCD) in the amount not to exceed \$625,000 for the SB 2 Planning Grants Program (Program) for the period of the award date through June 30, 2022.
2. Adopt a resolution, as required by HCD and the Program, authorizing the Chair of the Board of Supervisors, Chief Executive Officer, or Director of Land Use Services to proceed with the following actions on behalf of the County of San Bernardino:
- a. Execute and file documents with HCD for submittal of the Program grant application.
 - b. Execute the standard agreement and non-substantive amendments subject to review by County Counsel, in the event of application approval by HCD.
 - c. Act as signatories for grant reimbursement claims, performance reports, and other documents required to administer the grant.
3. Designate the Chair of the Board of Supervisors, Chief Executive Officer, or Director of Land Use Services, as required by resolution, as authorized to execute the Program grant application, PGP documents and any non-substantive amendments, as defined by the Program application, subject to review by County Counsel.

4. Direct the Chair of the Board of Supervisors, Chief Executive Officer, or Director of Land Use Services to transmit all documents in relation to the Program grant application and any subsequent non-substantive amendments to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Terri Rahhal, Director, 387-4431)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Preschool Services

- 23)
 1. Establish the contract classification and salary rate for Preschool Services Department Supervising Case Management Nurse, Preschool Services Supervisory Unit, Range 68B (\$47.71/hour - \$50.12/hour).
 2. Approve standard employment contract template for the position of Preschool Services Department Supervising Case Management Nurse, Preschool Services Supervisory Unit, R68B (\$47.71/hour - \$50.12/hour) in the Preschool Services Department for the period of November 5, 2019 through March 19, 2021.
 3. Authorize the Director of Preschool Services Department to execute the standard employment contract template and extension amendments for three successive one-year periods on behalf of the County, subject to review by County Counsel.

(Presenter: Phalos Haire, Director, 383-2005)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 24) Approve Amendment No. 1, effective November 6, 2019, to Contract No. 19-231 with Preferred Meal Systems, Inc. to provide food services at additional locations for children enrolled in Head Start, Early Head Start, and State Preschool programs, increasing the contract amount by \$1,058,886, from \$4,940,487 to a total contract amount of \$5,999,373, with no change to the contract period of May 1, 2019 through June 30, 2022.

(Presenter: Phalos Haire, Director, 383-2005)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Defender

- 25)
 1. Approve and authorize the submission of a binding grant application to the Corporation for National and Community Service for four AmeriCorps VISTA members to support the Public Defender's Building Communities Through Post-Conviction Relief and Engagement program to help remove artificial barriers to employment, increase client access to social services, improve client opportunities for civil engagement and promote client participation in the community, for the period of March 21, 2020 through March 20, 2021.
 2. Designate the Public Defender to electronically submit the grant application via the Corporation for National and Community Service web-based application system, eGrants, on behalf of the County.
 3. Authorize the Public Defender to enter into a Memorandum of Agreement with the Corporation for National and Community Service, from March 21, 2020 through March 20, 2021, for the placement of four AmeriCorps VISTA members to support the Public

Defender's Building Communities through Post-Conviction Relief and Engagement program.
(Presenter: G. Christopher Gardner, Public Defender, 387-3950)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Health

- 26) Approve a Subscription Agreement with UpToDate, Inc. for use of UpToDate Anywhere, an evidence-based, physician-authored clinical decision support resource, in the amount of \$9,085, for the one-year period of December 1, 2019 through November 30, 2020.
(Presenter: Trudy Raymundo, Director, 387-9146)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Public Works-Transportation

- 27) 1. Approve plans and specifications for the Americans with Disabilities Act ramp and sidewalk project on various roads in the Montclair area (Project), as signed and sealed by a registered civil engineer.
2. Authorize the Director of Public Works to advertise the Project for bids.
(Presenter: Kevin Blakeslee, Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 28) Adopt Resolution approving the Measure "I" Five-Year Valley Major Streets, Valley Freeway Interchange, and the Victor Valley Major Local Highways Programs Capital Project Needs Analysis project list for 2020-21 through 2024-25, identified in Exhibit "A" to the Resolution.
(Presenter: Mazin Kasey, Deputy Director, 387-7906)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Real Estate Services

- 29) Approve Amendment No. 7 to Lease Agreement No. 03-390 with the Operating Engineers Funds, Inc., to extend the term of the lease five years for the period of December 1, 2019 through November 30, 2024, for approximately 38.01 acres of County-owned land at the Sheriff's Regional Training Center in Glen Helen for in-kind services provided to the Sheriff/Coroner/Public Administrator in lieu of monetary rent.
(Presenter: Terry W. Thompson, Director, 387-5252)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Real Estate Services-Project Management Division

- 30) Approve Change Order No. 2 to Contract No. 18-867 with PCN3 Inc. increasing the total contract amount by \$74,927, from \$1,328,945 to \$1,403,872, for the County Government Center Board Chambers Renovation Project located at 385 N. Arrowhead Ave. in San Bernardino (Four votes required).
(Presenter: Terry W. Thompson, Director, 387-5000)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 31) 1. Find the Fuel Tank Infrastructure Phase II Project in Baker is exempt under the California Environmental Quality Act (CEQA) Guidelines, Section 15301, Class 1, subsection (b).
2. Direct the Clerk of the Board to file and post the Notice of Exemption of the Project as required under California Environmental Quality Act.
3. Approve the plans and specifications, and authorize the Deputy Director of the Real Estate Services Department - Project Management Division to advertise for competitive bids for the Fuel Tank Infrastructure Phase II Project located at 73734 Baker Blvd., in Baker.
(Presenter: Terry W. Thompson, Director, 387-5000)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Regional Parks

- 32) Approve Amendment No. 1 to Revenue Lease Agreement 19-119 with Chaffin and Reeves, Inc. reducing the monthly minimum lease payment from \$500 to \$300 as a result of the nonoperation of the snack bar building originally included in the concession rights and altering the required days and hours of operation for the Pedal Boat Concession at Yucaipa Regional Park with no change to contract term of April 1, 2019 through March 31, 2020. (Four votes required).
(Presenter: Beahta R. Davis, Director, 387-2340)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 33) Approve Amendment No. 1 to Contract No. 18-146, effective November 5, 2019, with BrightView Landscaping Services, which increases the total contract amount by \$15,300, from \$976,368 to \$991,668, in order to provide landscaping services for an additional 2.61 acres in front sections of Glen Helen Regional Park, with no change to the contract term of April 3, 2018 to March 30, 2021.
(Presenter: Beahta R. Davis, Director, 387-2340)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Registrar of Voters

- 34) 1. Approve Amendment No. 1 to State Revenue Agreement No. 18G30136 (County Contract

No. 19-188) with the State of California Secretary of State, to extend the term through June 30, 2022 and increase the amount of reimbursement to the County of San Bernardino by \$3,818,754, from \$5,903,000 to an amount not to exceed \$9,721,754, for expenditures related to voting system replacement and election management system activities.

2. Authorize the Deputy Executive Officer, Community Services Group, or the Registrar of Voters to execute necessary documentation required by the State to receive the funds, subject to review by County Counsel.

(Presenter: Bob Page, Registrar of Voters, 387-2100)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 35) Approve Amendment No. 4 to Agreement No. 15-80 with K&H Printers, Inc., for official ballot printing and mailing services, effective January 1, 2020, extending the term for one year for a new total term of February 10, 2015 through December 31, 2020, and increasing the contract amount by \$3,290,653, from \$5,499,956 to an amount not to exceed \$8,790,609.

(Presenter: Bob Page, Registrar, 387-2100)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 36) Approve Amendment No. 1 to County Contract No. 15-404 (Agreement) with Data Information Management Systems, Inc. for software licensing fees and system support for election management software, assigning the Agreement to Runbeck Elections Services, Inc.; exercising the five-year renewal option for a new total period of July 1, 2015 through June 30, 2025; and increasing the Agreement amount by \$950,000 from \$819,847 to an amount not to exceed \$1,769,847.

(Presenter: Bob Page, Registrar of Voters, 387-2100)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

- 37)
 1. Approve a non-financial Apple Business Manager Agreement with Apple, Inc., to automate enrollment of Apple-branded products for mobile device management, to purchase and manage content for such products, and to access facilitation tools for related services all related to electronic poll books for the period of one year, automatically renewing for successive one-year terms, subject to either party terminating the Agreement with 30 days notice.
 2. Authorize the Deputy Executive Officer of the Community Services Group or the Registrar of Voters to electronically execute the Apple Business Manager Agreement with Apple Inc., and any subsequent non-substantive amendments or to terminate the agreement on behalf of the County, subject to review by County Counsel.
 3. Direct the Deputy Executive Officer of the Community Services Group or the Registrar of Voters to transmit all documents and amendments in relation to this agreement to the Clerk of the Board of Supervisors within 30 days of execution.

(Presenter: Bob Page, Registrar of Voters, 387-2100)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Sheriff/Coroner/Public Administrator

- 38) 1. Terminate Employment Contract No. 12-977 and approve new Employment Contract with Pablo Kot to update contract language, increase the scope of work and salary for the continued provision of Chaplain services for the Sheriff/Coroner/Public Administrator, effective November 9, 2019 through November 8, 2022, for an estimated annual cost of \$105,059 (Salary - \$64,690; Benefits - \$40,369).
2. Authorize the Sheriff/Coroner/Public Administrator, Undersheriff, or Assistant Sheriff to execute amendments to the contract to extend the contract term for a maximum of three successive one-year periods on behalf of the County, subject to County Counsel review.
3. Direct the Sheriff/Coroner/Public Administrator, Undersheriff, or Assistant Sheriff to transmit all amendments in relation to the contract to the Clerk of the Board of Supervisors within 30 days of execution.
- (Presenter: John Ades, Captain, 387-0640)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

SEPARATED ENTITIES

Big Bear Valley Recreation and Park District

- 39) Acting as the governing body of the Big Bear Valley Recreation and Park District, accept donation of approximately \$235,557 from the Friends of the Big Bear Alpine Zoo to assist with completion of exhibits and playground area for the new Big Bear Alpine Zoo.
- (Presenter: Luther Snoke, Interim Director, 386-8811)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Board Governed County Service Areas

- 40) Acting as the governing body of County Service Area 70, Zone CG (Cedar Glen), approve contract with Southern California Edison in an amount not to exceed \$8,825.60 for the extension and upgrade of electrical distribution lines to supply power to the Cypress Tank Booster Station located on Cypress Road in Cedar Glen.
- (Presenter: Luther Snoke, Interim Director, 386-8811)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

San Bernardino County Flood Control District

- 41) Acting as the governing body of the San Bernardino County Flood Control District (District), approve Amendment No. 3 to Revenue Lease Agreement No. 06-292 with Judy Ying Ng, Trustee of the George Ng and Judy Ying Ng Trust dated September 11, 1991 to extend the term of the lease for five years, for the period of January 1, 2020 through December 31, 2024, adjust the rental schedule, and update standard lease agreement language for the use of approximately 0.086 acres of District-owned land, located south of Central Avenue and parallel

to Lytle Creek Channel and South E Street in the City of San Bernardino as a parking lot in the amount \$25,428.

(Presenter: Terry W. Thompson, Director, 387-5000)

APPROVED (CONSENT CALENDAR)

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

DISCUSSION CALENDAR

Board of Supervisors

Action on Consent Calendar

There were no public speakers on the Consent Calendar

Approval of the Consent Agenda

THE CONSENT AGENDA WAS APPROVED

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

PUBLIC COMMENT

In accordance with County Code section 12.0101, any member of the public may address the Board on any matter not on the agenda that is within the subject matter jurisdiction of the Board.

Public Comment: Kim Close, Tina Shurley, Jane Hunt-Ruble

DISCUSSION CALENDAR (cont'd)

Board of Supervisors

Deferred Items

Item No. 20 was deferred for discussion

Special Districts

- 42) 1. Conduct a public hearing to:
- a. Adopt resolution declaring the Board of Supervisors' intention to annex Assessor Parcel Number (APN) 0292-051-21-0000 and APN 0292-051-15-0000 into Community Facilities District 2010-1 (East Valley).
 - b. Adopt resolution calling for a special mailed ballot election of the property owner of APN 0292-051-21-0000 and APN 0292-051-15-0000, in accordance with California Government Code section 53339.7, regarding the proposed annexation of these parcels into Community Facilities District 2010-1 (East Valley).
2. Adopt resolution:
- a. Declaring the results of the special mailed ballot election and ordering the annexation of APN 0292-051-21-0000 and APN 0292-051-15-0000 into Community Facilities District 2010-1 (East Valley), making these parcels subject to the annual special tax for

- streetlight services.
- b. Directing the Clerk of the Board of Supervisors to cause the recordation of the Annexation No. 13 boundary map with the San Bernardino County Recorder.
 - c. Directing the Clerk of the Board of Supervisors to cause the preparation and recordation of the notice of special tax lien with the San Bernardino County Recorder within 15 days.

(Presenter: Luther Snoke, Interim Director, 386-8811)

Hearing Opened

Public Comment: None

Hearing Closed

APPROVED RECOMMENDATION NO. 1

Motion/Second: Janice Rutherford/Robert A. Lovingood

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

APPROVED RECOMMENDATION NO. 2

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

Land Use Services

- 43) 1. Conduct a public hearing to consider an ordinance amending Title 8 of the County Code to revise the regulations relating to Short-Term Residential Rentals and Accessory Dwelling Units.
- 2. Make alterations, if necessary, to the proposed ordinance.
 - 3. Approve introduction of the proposed ordinance.
 - 4. Adopt the findings as recommended by the Planning Commission.
 - 5. Read title only of the proposed ordinance; waive reading of the entire text and adopt the ordinance.
 - 6. Direct the Clerk of the Board to file a Notice of Exemption.

(Presenter: Terri Rahhal, Director, 387-4431)

Hearing Opened

Public Comment: John Naranjo, J. Clint Stoker, Thomas Fjallstam, Susan Burnett, Valya Kindelvich, Michelle Myers

Hearing Closed

APPROVED AS AMENDED

Motion/Second: Robert A. Lovingood/Janice Rutherford

AYE: Robert A. Lovingood, Janice Rutherford, Dawn Rowe, Curt Hagman, Josie Gonzales

INDIVIDUAL BOARD MEMBER COMMENTS (5 Minutes)

First District Supervisor Robert A. Lovingood stated that Veteran's Day is November 11, and he thanked the men and women who have served our country.

Chairman and Fourth District Supervisor Curt Hagman stated the Chino Hills District Office is hosting a Veteran Claims Event on Thursday, November 14.

THE NEXT REGULAR MEETING OF THE BOARD OF SUPERVISORS IS SCHEDULED FOR TUESDAY, NOVEMBER 19, 2019 AT THE COUNTY GOVERNMENT CENTER, 385 NORTH ARROWHEAD AVENUE, SAN BERNARDINO WITH CLOSED SESSION BEGINNING AT 9:00 A.M. AND PUBLIC SESSION BEGINNING AT 10:00 A.M.

This Fair Statement sets out a summary of the actions taken on each of the items on the agenda for Tuesday, November 5, 2019. The Clerk of the Board is directed to include this Fair Statement with the "Report/Recommendations to the Board of Supervisors of San Bernardino County, California and Record of Action" for said date.

ATTEST

CURT HAGMAN, Chairman
Board of Supervisors

LYNNA MONELL
Clerk of the Board